

**IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION**

**UNITED STATES OF  
AMERICA,**

**VS.**

**BRIAN V. CLARK,**

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**\*CASE NO. : 3:06-CR-030-WHA**

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**MOTION TO RE-SCHEDULE**

Comes now Counsel for the Defendant, Brian Clark, and informs the Court that the trial in USA v. Canady, 3:06-cr-30-WHA wherein Counsel represents Demetrius Hawkins has been set for September 25, 2006 which conflicts with the Pre-trial Hearing presently set for 3pm that same date. Counsel requests this Court to re-set the Hearing for 5pm or thereafter to resolve this conflict.

Malcolm R. Newman

/s/Malcolm R. Newman  
Malcolm R. Newman (NEW017)  
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ASB-2826-M39M

**CERTIFICATE OF SERVICE**

I hereby certify that on September 18, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Leura G. Canary, Esq.  
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Montgomery, Alabama 36101

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/s/ Malcolm R. Newman  
Malcolm R. Newman